

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

BONIFACIO CARLOS-TOFOLLA,

Petitioner,

v.

DAVID BREWER,

Respondent.

No. 2:22-cv-01742-DB

ORDER AND FINDINGS &
RECOMMENDATIONS

By order filed March 19, 2024, petitioner's was directed to submit within thirty-days an affidavit in support of his motion for IFP or the appropriate filing fee. Thirty days from that date have now passed, and plaintiff has not responded to the court's order.

In accordance with the above, IT IS HEREBY ORDERED that the Clerk of the Court is directed to assign a district judge to this case; and

IT IS RECOMMENDED that this action be dismissed without prejudice. See Local Rule 110; Fed. R. Civ. P. 41(b).

These findings and recommendations are submitted to the United States District Judge assigned to the case, pursuant to the provisions of 28 U.S.C. § 636(b)(1). Within fourteen days after being served with these findings and recommendations, plaintiff may file written objections with the court and serve a copy on all parties. Such a document should be captioned "Objections to Magistrate Judge's Findings and Recommendations." Plaintiff is advised that

1 failure to file objections within the specified time may waive the right to appeal the District
2 Court's order. Martinez v. Ylst, 951 F.2d 1153 (9th Cir. 1991).

3 Dated: June 6, 2024

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7 DEBORAH BARNES
8 UNITED STATES MAGISTRATE JUDGE

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